

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division

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ROLAND ANDERSON, JR., )  
Plaintiff, )  
v. ) CIVIL NO. 3:08CV739  
MICHAEL J. ASTRUE, )  
Commissioner of Social Security, )  
Defendant. )  
\_\_\_\_\_  
)

ORDER

This matter is before the Court on the Report and Recommendation of the Magistrate Judge (R&R) entered on March 30, 2009. The time to file objections has expired and neither party has objected to the R&R. Having considered the matter and deeming it otherwise proper and just to do so, it is hereby ORDERED:

- (1) The Report and Recommendation of the Magistrate Judge is ACCEPTED and ADOPTED as the OPINION of the Court.
- (2) Defendant's Motion to Dismiss (docket entry no. 11) is GRANTED.
- (3) Plaintiff's Complaint is DISMISSED WITHOUT PREJUDICE.
- (4) This case is CLOSED.

Let the Clerk of the Court send a copy of this order to all counsel of record.

It is so ORDERED.

  
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/s/  
Henry E. Hudson  
United States District Judge

Richmond, Virginia

Date: April 23, 2009